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October 11, 2018

The Honorable Frank P. Geraci, Jr.
U.S. District Court Judge
United States District Court
Western District of New York
100 State Street
Rochester, NY 14614



RE: Ellersick, et al. v. Monro Muffler Brake, Inc., et al.
10-CV-0625

Dear Judge Geraci:

Your Honor granted final approval of the settlement in the above referenced case on June 8, 2018, and the administration of the settlement has proceeded. In accordance with the settlement agreement, settlement checks were distributed, and the defendant paid its share of the related payroll taxes. The agreement provides that the funds from any settlement checks not cashed would be redistributed to those who cashed their settlement checks. The agreement does not specify whether the redistributed funds would be attributed to liquidated damages or wages. The parties have agreed that these funds should be distributed as payments in settlement of alleged liquidated damages and reported on an IRS form 1099, and that tax refunds from the previous uncashed checks would be refunded to defendant.

The parties jointly seek Your Honor's approval of this agreement.

Respectfully submitted,

/s/ Todd R. Shinaman

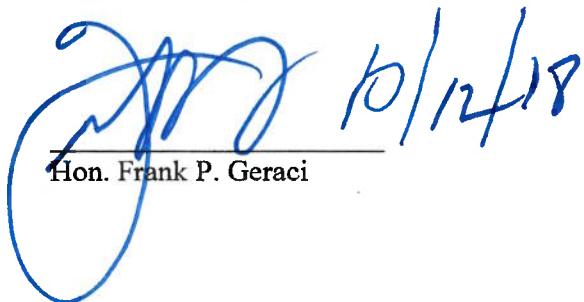
Todd R. Shinaman

cc: K. Bruns
B. Zorn
R. Srey
S. Jones

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SO ORDERED:



A handwritten signature in blue ink, appearing to read "FPG", followed by the date "10/12/18" in a cursive style.

Hon. Frank P. Geraci